



CAG 10/20/00 11:12

3:99-CV-01504 BIRKNER V. HANDLERY HOTELS INC

\*27\*

\*STIPO.\*

ORIGINAL

1 CENTER FOR DISABILITY ACCESS, LLP  
 2 MARK D. POTTER, ESQ., SBN 166317  
 3 RUSSELL C. HANDY, ESQ., SBN 195058  
 4 2535 Kettner Blvd., SUITE 2A5  
 5 San Diego, CA 92101-1253  
 6 (619) 232-4982  
 7 Fax: (619) 234-1183

8 Attorneys for Plaintiff, KLAUDIA BIRKNER

FILED  
 00 OCT 20 AM 8:21

RECEIVED  
 SOUTHERN DISTRICT OF CALIFORNIA

BY: *Caqueret* DEPUTY

9 UNITED STATES DISTRICT COURT  
 10 SOUTHERN DISTRICT OF CALIFORNIA

11 KLAUDIA BIRKNER,	) Case No.: 99CV1504 H (LAB)
12 Plaintiff,	)
13 v.	) STIPULATION FOR DISMISSAL
14 HANDLERY HOTELS, INC., a)	) PURSUANT TO F.R.CIV.P. 41 (a)
15 California corporation and DOES 1)	) (1); ORDER THEREON
16 through 10, inclusive	)
17 Defendants	)

18  
 19 STIPULATION

20 IT IS STIPULATED by and between the parties hereto that this  
 21 action may be dismissed with prejudice as to all claims between  
 22 KLAUDIA BIRKNER and HANDLERY HOTELS, INC.; each party to bear  
 23 his/its own attorneys' fees and costs. This stipulation is made as  
 24 to the result of the settlement of the action. This stipulation  
 25 does not affect HANDLERY HOTELS, INC.'s claims against any third  
 26 party defendants.

27 ///


28 ENTERED ON 10-20-00

1 Magistrate Judge Larry Burns shall retain jurisdiction over all  
2 disputes between (among) the parties arising out of the settlement  
3 agreement, including but not limited to interpretation and  
4 enforcement of the terms of the settlement agreement.

5  
6 IT IS SO STIPULATED.

7 CENTER FOR DISABILITY ACCESS, LLP

8  
9 Dated: 10-17-00

  
\_\_\_\_\_  
Mark D. Potter  
Russell C. Handy  
Attorneys for Plaintiff

10  
11  
12 SULLIVAN, HILL, LEWIN, REZ, & ENGEL

13  
14 Dated: \_\_\_\_\_

\_\_\_\_\_  
Michael Jay Barry  
Attorneys for Handlery Hotel, Inc.

15  
16  
17 ORDER

18 Having read the foregoing Stipulation, and good cause appearing  
19 therefor, this action is hereby ordered dismissed with prejudice,  
20 each party to bear their own attorneys' fees and costs. The court  
21 shall retain jurisdiction to enforce the terms of the settlement.  
22  
23  
24  
25  
26  
27  
28

1 Magistrate Judge Larry Burns shall retain jurisdiction over all  
2 disputes between (among) the parties arising out of the settlement  
3 agreement, including but not limited to interpretation and  
4 enforcement of the terms of the settlement agreement.

5  
6 IT IS SO STIPULATED.

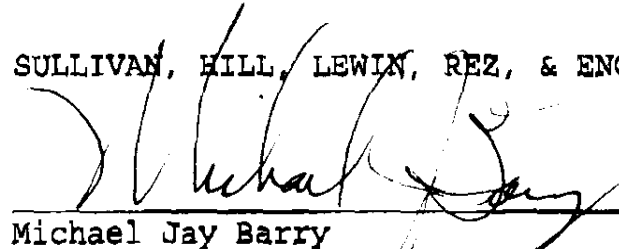
7 CENTER FOR DISABILITY ACCESS, LLP

8  
9 Dated: \_\_\_\_\_

10 Mark D. Potter  
11 Russell C. Handy  
12 Attorneys for Plaintiff

13 SULLIVAN, HILL, LEWIN, REZ, & ENGEL


14 Dated: \_\_\_\_\_

15   
16 Michael Jay Barry  
17 Attorneys for Handley Hotel, Inc.

18 ORDER

19 Having read the foregoing Stipulation, and good cause appearing  
20 therefor, this action is hereby ordered dismissed with prejudice,  
21 each party to bear their own attorneys' fees and costs. The court  
22 shall retain jurisdiction to enforce the terms of the settlement.

23  
24 Dated: 10/19/00

25   
26 LARRY A. BURNS  
27 U.S. MAGISTRATE JUDGE  
28

PROOF OF SERVICE

Short Case Name: BIRKNER V. HANDLERY HOTELS, et al

Case No.: 99-CV-1054H LAB

I, the undersigned, am over the age of eighteen years and am a resident of San Diego County, California; I am not a party to the above-entitled action; my business address is 2535 Kettner Blvd., Suite 2A5, San Diego, CA 92101.

On October 17, 2000, I served the following document(s):

STIPULATION FOR DISMISSAL

Addressed to:

Michael J. Barry, Esq.  
SULLIVAN, HILL, LEWIN, REZ & ENGEL  
550 West 'C' Street, Suite 1500  
San Diego, CA 92101

Gene Kenny  
ROYCE, GRIMM, VRANJES, MCCORMICK, & GRAHAM, LLP  
550 West 'C' Street  
San Diego, CA 92101

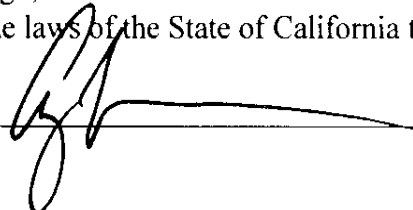
  X   (BY MAIL) I caused such envelope with postage thereon fully prepaid to be placed in the United States mail at San Diego, California.

       (BY FACSIMILE) In addition to service by mail as set forth above, the counsel by whose name an asterisk is affixed on the attached service list were also forwarded a copy of said document(s) by facsimile.

       (BY PERSONAL SERVICE) I caused such envelope to be delivered by hand to the offices of the addressee.

Executed on October 17, 2000, at San Diego, California.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.



A handwritten signature in black ink, appearing to be 'GJ', is written over a horizontal line.